

McGovern Legal Services, LLC
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ATTORNEYS FOR SIXTY ACRE RESERVE CONDOMINIUM ASSOCIATION, INC.

In re:

KIRSTEN HARRIS

Debtor.

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY
IN PROCEEDINGS UNDER CHAPTER 13
OF THE BANKRUPTCY CODE

CASE NO.: 19-32845-CMG

**OBJECTION TO CONFIRMATION OF
DEBTOR'S CHAPTER 13 PLAN**

Creditor, Sixty Acre Reserve Condominium Association, Inc. (the "Association"), by and through its counsel, McGovern Legal Services, LLC, hereby submits this objection to Debtor's plan of reorganization under Chapter 13 of the Bankruptcy Code. The Association's objection includes, but is not limited to the following:

**I. THE PROPOSED PLAN DOES NOT INCLUDE PAYMENT OF THE
ASSOCIATION'S SECURED CLAIM.**

Debtor's proposed Chapter 13 Plan fails to properly identify and treat the Association's \$12,811.12 secured claim. The Association's proof of claim was timely filed on February 13, 2020. Upon information and belief, this lien secures the Association's claim against the Debtor's principal residence.

The Debtor's Chapter 13 plan does not propose to pay the Association its \$12,811.12 secured claim. Pursuant to 11 U.S.C. §1322(b)(2), the Chapter 13 Plan may "modify the rights of

holders of secured claims, other than a claim secured only by a security interest in real property that is the debtor's principal residence" (emphasis added). As a result, the Association objects to confirmation of Debtor's Plan since it does not provide for payment of the secured claim and the Lien is filed against the Debtor's principal residence.

Respectfully submitted,
McGovern Legal Services, LLC

Date: February 20, 2020

By: /s/Marlena S. Diaz-Cobo
MARLENA S. DIAZ-COBO, ESQ.

CERTIFICATION OF SERVICE

I, Marlena S. Diaz-Cobo, Esq., certify and state that this document was served upon the individuals and/or entities listed below by electronic mail on February 20, 2020. I am aware that if any of the statements made herein are willfully false, I am subject to punishment.

Respectfully submitted,
McGovern Legal Services, LLC

Date: February 20, 2020

By: /s/Marlena S. Diaz-Cobo
MARLENA S. DIAZ-COBO, ESQ.

SERVICE LIST

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TRUSTEE
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